IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 487 OF 2006

SMT. SANYOGITA KASHINATH SHETYE, ...Petitioner
RIBANDAR GOA.

Versus

LOCAL(HEALTH) AUTHORITY CUM ....Respondents
LICENSING AUTHROITY AND ANR.,

Mr. M.S Joshi, Advocate for the Petitioner.

Mr. S.S. Kantak, AG with Ms. R. Chodankar Aga for the Respondents.

Coram:- J. N. PATEL, J.

Date:- 23rd November, 2006

P.C.:

Heard.

2. The petition can be disposed of at the stage of admission.

3. The petitioner has approached this Court with the grievance that the respondents who are the licensing authority under the Food and Drugs Act, having given licence to the petitioner, had invoked them contrary to the Rules and therefore the impugned order will have to be quashed and set aside and the respondents should be directed to revive the licence given to the petitioner.

4. On the other hand, it is contended that the licence given to the petitioner for having a Fast Food Centre is subject to the NOC from the Panchayat in whose jurisdiction the petitioner proposes to run his establishment and in case the petitioner obtains NOC from the concerned Panchayat, the licence would be revived. In view of this statement, the learned counsel for the petitioner does not want to press the petition and

submits that the petitioner would obtain NOC from the concerned Panchayat within whose jurisdiction the petitioner proposes to start a Fast Food Centre. It is made clear that on the petitioner obtaining and furnishing NOC from the concerned authority, the respondents would forthwith revive his licence which was granted to him to run and operate such an establishment.

The petition stands disposed of accordingly.

J. N. PATEL, J.

sl.